IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 19TH DECEMBER 2006 / 28TH AGRAHAYANA 1928

WP(C).No. 27117 of 2006(C)

PETITIONER:

FRANKLINE, S/O. JOHN ROSE,
`KARUNNYA', THANNIMOODU, CHEMBOOR,
OTTASHEKARAMANGALAM P.O., NEYYATTINKARA.

BY ADV. SRI.G.SUDHEER

RESPONDENTS:

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1. SUPERINTENDENT OF POLICE (RURAL),
THIRUVANANTHAPURAM DISTRICT.

2. DEPUTY SUPERINTENDENT OF POLICE,
NEYYATTINKARA.

3. SUB INSPECTOR OF POLICE,
ARYANKODE POLICE STATION, THIRUVANANTHAPURAM.

4. JOY, S/O. THANKAPPAN,
BATHEL MANDIRAM, CHEKKUMMOODU, CHEMBURU,
OTTASEKHARAMAMGALAM P.O., THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI.K.A.AKBAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

R.BASANT, J.

W.P.C.NO.27117 OF 2006

Dated this the 19th day of December, 2006.

JUDGMENT

The short prayer of the petitioner in this Writ Petition is that Exts.P6 & P11, two crimes registered at Aryankode Police Station may be directed to be investigated by any superior police official. The petitioner alleges that the 3rd respondent-Sub Inspector of Police, who is investigating into the crime is not conducting a proper and efficient investigation and that the petitioner and his close relatives are being vexed and harassed by that officer.

2. The 3rd respondent, the Sub Inspector of Police, who is conducting the investigation as also the 2nd respondent, the Deputy Superintendent of Police, who is allegedly supervising the investigation have filed their statements.

3. I shall carefully avoid any expression of opinion which may cast aspersions on the official who is presently conducting the investigation or which shall prejudice the interests of the accused person in the investigation that is being conducted. Suffice it to say that on an anxious consideration of all the relevant inputs, I am satisfied that the 2nd respondent - the

Deputy Superintendent of Police, who is now said to be supervising the investigation must be directed to personally take over the investigation in these two crimes, ie. Crime Nos.83 of 2005 and 212 of 2006, both of Aryankode Police Station.

4. This Writ Petition is, in these circumstances, allowed and the above directions are issued to the 2nd respondent.

R.BASANT
JUDGE

rtr/